



Signed and Filed: February 8, 2022

A handwritten signature in dark ink, reading "Dennis Montali", is positioned above the printed name of the judge.

DENNIS MONTALI  
U.S. Bankruptcy Judge

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**UNITED STATES BANKRUPTCY COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION**

In re:  
**PG&E CORPORATION,**  
  
**- and -**  
  
**PACIFIC GAS AND ELECTRIC COMPANY,**  
  
**Debtors.**

Case No. 19-30088 (DM)  
Chapter 11  
(Lead Case)  
(Jointly Administered)

**ORDER APPROVING  
STIPULATION BY AND  
BETWEEN REORGANIZED  
DEBTORS AND KEVIN THOMAS**

☐ Affects PG&E Corporation  
☐ Affects Pacific Gas and Electric Company  
☒ Affects both Debtors

*\* All papers shall be filed in the Lead Case,  
No. 19-30088 (DM).*

1 The Court having considered the *Stipulation By and Between Reorganized Debtors and*  
2 *Kevin Thomas*, dated February 3, 2022 [Dkt. No. 11903] (the “**Stipulation**”),<sup>1</sup> entered into by PG&E  
3 Corporation (“**PG&E Corp.**”) and Pacific Gas and Electric Company (the “**Utility**”), as debtors  
4 and reorganized debtors (collectively, the “**Debtors**” and as reorganized pursuant to the Plan, the  
5 “**Reorganized Debtors**”) in the above-captioned cases (the “**Chapter 11 Cases**”) and Kevin  
6 Thomas (“**Thomas**”); and pursuant to such Stipulation and agreement of the Parties, and good cause  
7 appearing,

8 IT IS HEREBY ORDERED THAT:

- 9 1. The Stipulation is approved.
- 10 2. Upon the date of the entry of this Order, the Plan Injunction shall be modified, to the  
11 extent necessary, solely to permit Thomas to liquidate the claims against the Utility asserted in the  
12 Proof of Claim by prosecuting the State Court Action through final judgment and any appeals  
13 thereof, but not to permit enforcement of any such judgment, which judgment, if any, shall be  
14 recoverable solely as a General Unsecured Claim in accordance with the Plan and through the  
15 claims reconciliation process in these Chapter 11 Cases.
- 16 3. Upon the date of the entry of this Order, the Stipulation shall be deemed an  
17 objection by the Reorganized Debtors to each of the Proofs of Claim, and each Proof of Claim  
18 shall be considered a Disputed Claim. Each Proof of Claim shall be deemed an Allowed Claim on  
19 the earlier of (a) the date on which the Proof of Claim becomes an Allowed Claim pursuant to  
20 written agreement between the claimant and the Reorganized Debtors, or (b) thirty (30) days after  
21 either Party files notice in the Bankruptcy Court that a judgment liquidating the underlying claim  
22 has been entered in the State Court Action and all appeals from such judgment have been  
23 concluded or the time to appeal has expired, provided that if, as permitted by paragraph 4(a)  
24 hereof, the Reorganized Debtors further object to the Proof of Claim on any specific grounds not  
25

26  
27 <sup>1</sup> Capitalized terms used but not otherwise defined herein shall have the meanings ascribed to  
28 them in the Stipulation.

1 precluded by a final judgment in the State Court Action, the Proof of Claim shall remain Disputed  
2 and shall not be Allowed without further Order of the Bankruptcy Court.

3 4. Nothing herein is intended, nor shall it be construed, to be:

4 a. a waiver by the Reorganized Debtors or any other party in interest, of any right to  
5 object to the Proof of Claim on any grounds not precluded by a final judgment in  
6 the State Court Action, or

7 b. a waiver by Thomas of his rights to oppose any asserted challenge to any Proof of  
8 Claim,

9 c. a waiver by any Party of any claim or defense in the State Court Action, or

10 d. a waiver by the Reorganized Debtors of any rights with respect to the Cross-  
11 Complaint.

12 5. The Stipulation shall be binding on the Parties and each of their successors in interest.

13 6. The Stipulation shall constitute the entire agreement and understanding of the Parties  
14 relating to the subject matter thereof and supersedes all prior agreements and understandings relating  
15 to the subject matter hereof.

16 7. This Court shall retain jurisdiction to resolve any disputes or controversies arising  
17 from this Order or the Stipulation.

18  
19 APPROVED AS TO FORM AND CONTENT:

20 Dated: February 4, 2022

21  
22 THE LAW OFFICES OF BRIAN L. LARSEN

23 /s/ Joseph Lee  
24 Joseph Lee

25 *Attorneys for Kevin Thomas*

26 \*\*\* END OF ORDER \*\*\*  
27  
28